

Message Text

LIMITED OFFICIAL USE

PAGE 01 LONDON 08443 202259Z
ACTION L-03

INFO OCT-01 EUR-12 ISO-00 JUSE-00 SSO-00 /016 W
-----202304Z 113463 /66

O 201738Z MAY 77
FM AMEMBASSY LONDON
TO AMCONSUL MUNICH IMMEDIATE
INFO SECSTATE WASHDC IMMEDIATE 4188

LIMITED OFFICIAL USE LONDON 08443

C O R R E C T E D C O P Y (PARA 5)

MUNICH FOR CHARIG
STATE FOR L -- PLEASE PASS ELECTRONICALLY TO JUSTICE

E.O. 11652: N/A
TAGS: ACLM (MCINTYRE, A), UK
SUBJECT: INDUSTRIAL TRIBUNAL ACTION--CLAIM AGAINST THE
USG

REFS: (A) LONDON 8273 (B) MUNICH 1487

1. BASED ON REFTEL B WE HAVE INFORMALLY CONTACTED FCO THIS AFTERNOON TO GET THEIR FEELINGS ON POSSIBILITY OF FURTHER DELAY IN SUBJECT ACTION. THEY OPINED THAT THEIR ACTION TO OBTAIN A DELAY WOULD MORE THAN LIKELY HAVE NO EFFECT ON INDEPENDENT JUDICIAL ARM OF HMG.

FYI: FCO HAS STATED THAT TRIBUNALS ACT AS AND WHEN THEY SEE FIT, QUESTIONS OF SOVERIGN IMMUNITY NOTWITHSTANDING END FYI.

2. DUE TO ATTITUDE OF TRIBUNAL IN SCOTLAND. AND CONSIDERING THE SOMEWHAT AMAZING FACT THAT THE FCO EXERTS ONLY "ADVISORIAL" INFLUENCE WITH TRIBUNALS (I.E., CANNOT DICTATE POLICY SUCH AS POSTPONING COURT HEARING DATES). POSSIBILITY FOR DELETERIOUS INTER-GOVERNMENTAL FRICTIONS
LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 LONDON 08443 202259Z

EVENTUATING QUITE REAL. IN INSTANT CASE, TRIBUNAL COULD HOLD HEARING WITHOUT USG PRESENCE. RULE AGAINST USG AND WE WOULD BE LEFT EITHER TO SUBMIT TO THE EDICT "EX POST FACTO" OR NOT COMPLY WITH UK TRIBUNAL DECISION.

3. PLEASE PROVIDE GUIDANCE FOR RESOLUTION OF THIS MATTER.
FYI: FCO HAS AGREED TO CONSIDER "AT HIGH LEVEL" THE OVERALL SITUATION AT OUR REQUEST. AND ATTEMPT TO

ASSUAGE THE PARTIES INVOLVED TO THE EXTENT POSSIBLE END

FYI.

4. COPY OF FCO LETTER REQUESTED PARAGRAPH 2. REFTEL.

SENT MUNICH. STATE AND JUSTICE TODAY UNDER COVER AIRGRAM.

5. DUE TO CONSTRAINTS PLACED ON EMBASSY BY VICE PRESI-

DENTIAL VISIT, WE WILL BE UNABLE TO TELEPHONE CHARIG

MAY 23 AS REQUESTED PARAGRAPH 3, REFTEL. REQUEST CHARIG

TO DETERMINE STATUS OF SUBJECT CASE. AND IF DELAY EVEN-

TUATES, PLEASE ADVISE US EITHER BY IMMEDIATE CABLE

(PREFERABLE) OR PHONE ASAP, ALONG WITH GUIDANCE REQUESTED

PARAGRAPH 3 ABOVE.

SPIERS

LIMITED OFFICIAL USE

NNN

Message Attributes

Automatic Decaptoning: X
Capture Date: 01-Jan-1994 12:00:00 am
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: n/a
Control Number: n/a
Copy: SINGLE
Sent Date: 20-May-1977 12:00:00 am
Decaption Date: 01-Jan-1960 12:00:00 am
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 22 May 2009
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1977LONDON08443
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D770196-1081, D770180-0717
Format: TEL
From: LONDON
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1977/newtext/t19770536/aaaabewh.tel
Line Count: 75
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: b727408f-c288-dd11-92da-001cc4696bcc
Office: ACTION L
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: 77 LONDON 8273, 77 MUNICH 1487
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 08-Mar-2005 12:00:00 am
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2439011
Secure: OPEN
Status: NATIVE
Subject: INDUSTRIAL TRIBUNAL ACTION--CLAIM AGAINST THE USG
TAGS: ACLM, UK, (MCINTYRE, A)
To: MUNICH
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/b727408f-c288-dd11-92da-001cc4696bcc
Review Markings:
Margaret P. Grafeld
Declassified/Released
US Department of State
EO Systematic Review
22 May 2009
Markings: Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009